



**UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office**

Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.
-----------------	-------------	----------------------	---------------------

09/481,207 01/11/00 PHILLIPS

J 40015630-003

HM12/1201

JOSEPH A MAHONEY  
SONNENSCHN NATH & ROSENTHAL  
P.O. BOX # 061080  
WACKER DRIVE STATION, SEARS TOWER  
CHICAGO IL 60606-1080

EXAMINER

FAN, J

ART UNIT

PAPER NUMBER

1625

DATE MAILED:

12/01/00

**Please find below and/or attached an Office communication concerning this application or proceeding.**

**Commissioner of Patents and Trademarks**

Art Unit: 1625

The reply filed on 10/4/2000 is not fully responsive to the prior Office action because of the following omission(s) or matter(s): applicant fails to elect a single disclosed species of PPI in group I. See 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given a TIME PERIOD of **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. **EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).**

It is noted that there are great many references which can be used as 102 or 103 references. This is evidenced by the proviso statement in claim 1( last four lines ) and claim 7( last two lines). Applicant is requested to point out the references which the proviso statements are based upon.

It is further noted that the patentability of composition depends on

1. The active ingredient
2. The combination of carriers

In the instant case, certain combination of active ingredient and combination of carriers are independent and patentably distinct because they suggest potentiation/enhancement of the active ingredient.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to JANE FAN whose telephone number is (703) 308-4705.

Any inquiry of a general nature or relating to the status of this application should be directed to the Group receptionist whose telephone number is (703) 308-1235.

JTF November 28, 2000

  
JANE FAN  
PRIMARY EXAMINER  
GROUP 1200